

## IN THE SUPREME COURT IN EQUITY.

Between John Trenaman and Margaret A. his wife, Plaintiffs;  
and  
Charlotte A. Olive, Charles A. Heale and Mary E. his wife,  
Stephen P. Heale and Sarah his wife, Elizabeth M. Heale,  
William H. Heale and Helen his wife, Jeremiah Everett  
Heale, Owen Smith, Helen Smith, and Rebecca B. Heale,  
Defendants.

WHEREAS it has been made to appear by affidavit to the satisfaction of me, the undersigned, one of the Judges of the Supreme Court, that Owen Smith and Helen Smith, two of the above defendants, do not reside within the Province, so that they cannot be served with a Summons, and that their place of residence cannot be ascertained by the plaintiffs; and that the above plaintiffs have good *prima facie* grounds for filing a Bill against the above named defendants: I do hereby order, that the said defendants, Owen Smith and Helen Smith, on or before the third day of February next, do enter an appearance in this suit, (if they intend to defend the same), wherein a Bill will be filed against the above named defendants by the above named plaintiffs, for the partition of all the lands and premises of which John Heale, late of the City of Saint John, in the City and County of Saint John, deceased, died seized and possessed, and being the lands and premises conveyed to the said John Heale by Charles Hazen, by Deed bearing date the thirtieth day of September, A. D. 1837, and registered in the Office of the Registrar of Deeds in and for the said City of Saint John, in Book S, No. 2, pages 440, 441 and 442 of Records; and the said Owen Smith and Helen Smith are made parties to this suit by reason of their being heirs of the said John Heale; and unless such an appearance is so entered, the Bill may be taken *pro confesso* and a Decree made.

Dated this twenty first day of November, A. D. 1890.

A. L. PALMER, Judge in Equity.

ARTHUR I. TRUMAN, Plaintiff's Solicitor.

To Charity Banks wife of David Banks, late of Saint Mary's, in the County of York, and to the Heirs and Assigns of the said David Banks.

NOTICE is hereby given, that by virtue of a Power of Sale contained in a certain Indenture of Mortgage, bearing date the sixth day of July, in the year of our Lord one thousand eight hundred and seventy eight, duly recorded in Book K 3 of York County Records, pages 307, 308 and 309, and made between said David Banks, of the Parish of Saint Mary's, in the County of York, and Province of New Brunswick, Farmer, now deceased, and Charity his wife, of the one part, and John Robinson, of Fredericton, in the County and Province aforesaid, Esquire, formerly a Lieutenant Colonel in Her Majesty's 44th Regiment of Foot, now deceased, of the other part; there will, for the purpose of satisfying the moneys secured by the said mortgage, default having been made in the payment thereof, be sold at Public Auction in front of the County Court House in the City of Fredericton, in the said County of York, on Saturday the twenty eighth day of February next, at twelve o'clock, noon, the Lands and Premises mentioned and described in the said Indenture of Mortgage as follows:—"All that certain tract of land situate in the Parish of Saint Mary's aforesaid, in the County of York, and described in the Grant thereof from the Crown to the said David Banks, as follows: Beginning at a stake standing at the southeasterly angle of lot number twenty four, purchased by Mortimer Abernathy, in Durham; thence north nineteen degrees east fifty chains to a stake; thence south seventy one degrees east twenty chains to another stake; thence south nineteen degrees west fifty chains to a beach tree; and thence north seventy one degrees west twenty chains to the place of beginning, containing one hundred acres more or less, and distinguished as lot number twenty five in Durham." Together with all and singular the buildings and improvements thereon with the privileges and appurtenances to the same belonging.—Dated this 25th day of November, A. D. 1890.

MARY HYDE ROBINSON, Sole Executrix  
of the last Will and Testament of the  
said John Robinson, deceased.

HENRY B. RAINSFORD, Solicitor for  
Executrix and Estate of John Robinson, deceased.

## COLLECTOR'S NOTICE.

THE undermentioned non-residents, Ratepayers of the Parish of North Lake, County of York, are hereby required to pay their Wild Land and Poor and County Taxes, as set opposite their names, together with the cost of advertising, (70 cents each), to the undersigned Collector, within two months from date hereof, otherwise legal proceedings will be taken to recover the same.

| NAMES.          | Wild Land Tax. |         | Poor and County Tax. |         | Road Tax. |        |
|-----------------|----------------|---------|----------------------|---------|-----------|--------|
|                 | 1889           | 1890    | 1890                 | 1889    | 1887      | 1890   |
| Sawyer, A. H.   | \$34.94        | \$43.94 | ..                   | ..      | ..        | ..     |
| Blair, Sarah H. | ..             | ..      | ..                   | \$13.36 | ..        | ..     |
| Dow, Asa        | ..             | ..      | \$0.52               | 0.48    | \$0.40    | \$0.40 |
| Edgar, Charles  | ..             | ..      | 0.78                 | 0.72    | ..        | 0.40   |
| Kent, Henry     | ..             | ..      | 0.91                 | ..      | ..        | 0.40   |
| Lowe, Simon     | ..             | ..      | 1.30                 | 1.20    | 1.01      | 0.40   |
| Palmer, W. J.   | ..             | ..      | 0.20                 | ..      | ..        | ..     |

JOHN L. FOSTER, Collector.

North Lake, December 31, 1890.

## SHERIFF'S SALES.

## County of Madawaska.

There will be sold at Public Auction, in front of the Court House at Edmundston, on Tuesday the seventeenth day of March next, at the hour of twelve o'clock, noon:

ALL the right, title, interest, claim and demand whatsoever, either at law or in equity, of Abraham Perron, or, in and to all that certain piece and parcel of Land and Premises situate in the Parish of Saint Ann, in the County of Madawaska in the Province of New Brunswick, and being bounded as follows:—"Fronting on the River Saint John; on the upper side by land owned and occupied by Joseph Bourgoin; and on the lower side by land owned and occupied partly by one Raymond Thibodeau and by the said Joseph Bourgoin, having a frontage of thirty two rods, and measuring and running back a distance of one mile and a half, being known and described in the Grant thereof of lot number sixty four. Also all that certain piece or tract of Land situate, lying in the Parish of Saint Ann, in the County and Province aforesaid, being bounded as follows:—"On the upper side by land owned and occupied by Joseph Bourgoin; on the lower side by one Alexis Bourgoin, fronting on the Quisibis River, and extending back to the rear line of the lot number sixty four," together with the buildings and improvements thereon, and privileges and appurtenances to the same belonging. The same having been taken and seized by virtue of an Execution issued out of the County Court for the County of Madawaska, at the suit of Joseph E. Martineau against the said Abraham Perron.

J. FRANCIS RICE, SHERIFF.

Sheriff's Office, Edmundston, Nov. 25th, 1890.

## County of Restigouche.

To be sold by Public Auction, on Wednesday the 15th day of February, 1891, in front of the Court House, Dalhousie, in the County of Restigouche, between the hours of twelve o'clock, noon, and one o'clock in the afternoon:

ALL the right, title, interest, property, claim, and demand whatsoever, either at law or in equity, of Nicholas Doyle, of, in and to all that certain piece, parcel or lot of Land situate, lying and being in the Parish of Durham, in said County of Restigouche, and Province of New Brunswick, and bounded as follows, to-wit:—"On the north by the Estate of Daniel McCarty, on the east by property owned by William Cook, on the south or rear by Crown Lands, and on the west by land owned by Michael Connors and Thomas Foulds, containing one hundred acres more or less; together with all buildings and improvements thereon, and appurtenances to the same belonging. The same having been taken and seized by virtue of an Execution issued out of the Restigouche County Court at the suit of Donald M. Alister against the said Nicholas Doyle.

W. H. PHILLIPS, SHERIFF.

Sheriff's Office, November 10, 1890.

## NOTICE OF SALE.

To Samuel Rideout, of the Parish of Drummond, in the County of Victoria, and Province of New Brunswick, Farmer, and Emily his wife, and all others whom it may concern.

NOTICE is hereby given, that under and by virtue of a Power of Sale contained in a certain Indenture of Mortgage bearing date the twenty first day of September, in the year of our Lord one thousand eight hundred and eighty six, and made between the said Samuel Rideout and Emily his wife, of the first part, and Elizabeth M. Hazen, of Fredericton, in the County of York, and Province aforesaid, Widow, of the second part, and registered in Book L, pages 399, 400 and 401 of Victoria County Records; there will, for the purpose of satisfying the money secured by said Mortgage, default having been made in the payment thereof, be sold at Public Auction in front of the County Court House in Andover, in the County of Victoria aforesaid, on Tuesday the tenth day of February next, at twelve o'clock, noon, the Lands and Premises described in said Indenture of Mortgage, as follows:—"All that certain lot, piece or parcel of Land, described in the Deed thereof, from Elias Rideout to the said Samuel Rideout as follows, viz: All that Farm and tract of Land consisting of Lot number thirty, on the east side of the River Saint John, in the said Parish of Grand Falls, (now Drummond), and County of Victoria aforesaid, and containing one hundred acres more or less, bounded on the north by land occupied by Gideon Rideout, and on the east by ungranted land, and on the south by land granted to Thomas Dixon, and westerly by the River Saint John." Together with all and singular the buildings and improvements thereon, and the privileges and appurtenances to the said Premises belonging, or in any wise appertaining.

Dated this third day of November, A. D. 1890.

ELIZABETH M. HAZEN, Mortgagee.

BLACK, JORDAN & BLISS, Sols. for Mortgagee.

## In the County Court of Westmorland.

NOTICE is hereby given, that upon the application of Joseph A. Killam and John M. Killam, I have directed all the Estate, as well real as personal, of Freeze Wheten, lately of the Parish of Salisbury, in the County of Westmorland, and Province of New Brunswick, Contractor, an absent debtor, to be seized; and unless he return and discharge his debts within three months after publication hereof, such estate will be sold for the payment thereof.

Dated this twenty fourth day of October, A. D. 1890.

P. A. LANDRY, Judge of the  
County Court of Westmorland.